

**OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
BUSINESS REGULATION AND ENFORCEMENT DIVISION**

IN THE MATTER OF:)	
)	
ELITE PUBLISHING, INC.)	
4520 W. 34th Street)	ADMINISTRATIVE PROCEEDING
Suite E)	NO. <u>C-03-0137</u>
Houston, Texas 77092)	
)	
<u>Respondent</u>)	

CONSENT AGREEMENT

I.

The Business Regulation and Enforcement Division of the Mississippi Secretary of State (hereinafter "Division") having the power to administer and to provide for the enforcement of all provisions of the Mississippi Charitable Solicitations Act (hereinafter "Act"), and Respondent do hereby enter into this Consent Agreement in resolution of the following allegations by the Division of violations of certain provisions of the Act:

1. During 2003, Respondent acted as a professional fund-raiser on behalf of a charitable organization, International Association of Auto Theft Investigators, by soliciting contributions from two hundred businesses in Mississippi and receiving contributions from sixty-five (65) of said businesses;
2. During 2003, no effective registration statement of the Respondent was on file with the Division as required by the Act;
3. Therefore, Respondent acted as a professional fund-raiser by soliciting contributions from Mississippi businesses during the period in question in violation of the Act.
4. During 2003, Respondent performed services on behalf of an unregistered charitable organization in violation of the Act.

II.

Respondent, under the terms of this Consent Agreement and solely for the purpose of resolving the foregoing allegations, stipulates without a hearing to the matters set forth above in Paragraph I and hereby consents to the issuance of this Consent Agreement and further consents to and agrees to the undertakings contained herein, with no formal administrative hearing and determination of wrongdoing. Furthermore, the undersigned agent for the Respondent acknowledges that he has been lawfully vested with the authority to enter into this Consent Agreement on behalf of the Respondent.

III.

THEREFORE, in consideration of a final resolution of the matters set forth herein, the Division and Respondent hereby agree and stipulate as follows:

1. Respondent stipulates to the jurisdiction of the Division as to all matters contained herein under the authority of the Act and acknowledges that the issuance of this Consent Agreement is solely for the purpose of resolving the matters set forth herein. Respondent stipulates that it is a "professional fund-raiser" as defined in the Act. Miss. Code Ann. § 79-11-501(g) (2001).
2. The Division shall impose a penalty upon the Respondent in the amount of five hundred dollars (\$500.00). Respondent shall remit payment to the Division, payable to the "Mississippi Secretary of State" upon execution of this Agreement.
3. This Consent Agreement is in resolution of the matters contained herein. As a result of this Consent Agreement, the matters contained herein cannot be used as a basis for action by the Division except in determining any penalty as may be imposed by the Division for any future violations of the Act committed by the Respondent and as set forth below.

4. Respondent agrees that it will comply with the provisions of the Mississippi Charitable Solicitations Act as currently in effect or as may be subsequently amended.

IV.

In the event Respondent fails or neglects to comply with any of the terms, stipulations or undertakings set forth in this Consent Agreement, the Division may, without notice to the Respondent, unilaterally rescind this Agreement and institute any legal or administrative proceedings it deems appropriate including, but not limited to, proceedings to address the matters set forth herein.

ERIC CLARK
Secretary of State

By: 

JAMES O. NELSON, II
Assistant Secretary of State

Date: 4/28/2004

ELITE PUBLISHING, INC.

Sign Name: 

Print Name: VANEE M. BERING

Title: PRES.

Date: 5-7-2004